



The Corporation of the Township of Perry

MINUTES

SPECIAL MEETING

Wednesday, August 19th, 2020

7:00 p.m.

Council Chambers and Electronic Attendance

(1695 Emsdale Road, Emsdale, ON)

Any and all Minutes are to be considered Draft until approved by Council at the next Regular or Special of Meeting of Council

In Attendance:

Council Chambers:

Mayor Norm Hofstetter
Beth Morton, Clerk-Administrator
Kim Seguin, Treasurer-Tax Collector

Electronic Attendance:

Councillors: Jim Cushman and Joe Lumley
Staff: Melinda Torrance, Deputy Clerk
Mike Wilmon, CBO/By-law Enforcement

With Regrets:

Councillor Margaret Ann MacPhail
Councillor Paul Sowrey

Members of the Public:

Dave Hall, Brady Maw, Rhonda Barresi,
Al Hounsell, Doug Saulnier,
Richard Wunderlich
(via electronic attendance)

Declaration of Pecuniary Interest

None

Resolution No. 2020-248

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry approves the addition of Item 7.6 to the August 19, 2020 Council Meeting.

Carried

Resolution No. 2020-249

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that the Council of the Township of Perry approves the Minutes of the following Meeting as presented:

- 3.1 Special Meeting – Maw Site Visit on Friday, July 17, 2020
- 3.2 Public Meeting of Council on Wednesday, August 5, 2020
- 3.3 Special Meeting of Council on Wednesday, August 5, 2020

Carried

Resolution No. 2020-250

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that By-law No. 2020-55 "Being a By-law to amend By-law 2014-21, as amended, the Zoning By-law for the Township of Perry with respect to a portion of lands legally described as Part of Lot 7, Concession 1, Township of Perry, designated as Part 2 on Plan 42R-18099" be given first and second reading.

Carried

Resolution No. 2020-251

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that By-law No. 2020-55 "Being a By-law to amend By-law 2014-21, as amended, the Zoning By-law for the Township of Perry with respect to a portion of lands legally described as Part of Lot 7, Concession 1, Township of Perry, designated as Part 2 on Plan 42R-18099" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2020-252

Moved by: Jim Cushman

Seconded by: Joe Lumley

Whereas the Council of the Corporation of the Township of Perry receives the staff report "Licence of Occupation Agreement No. 2020-56 (for SRA in front of the Part Lot 24, Conc. 1)(83 Lang's Lane)(Maw)" on August 19, 2020;

Be it resolved that the Council of the Corporation of the Township of Perry deems it expedient to enter into Licence of Occupation Agreement No. 2020-56 for the existing improvements of a dock and Bunkie located on the Township-owned Shore Road Allowance in front of Part Lot 24, Concession 1, Parts 1 to 5 on Plan 41R-14186 (Roll No 4914 000 001 18500 – Fish Lake – Maw) and hereby recommends that By-law 2020-56 be adopted authorizing the Mayor and Clerk-Administrator to execute said Licence Agreement.

And further that the shoreline vegetative buffer, outside of the existing developed shoreline area, is to be re-established in front of Part Lot 24, Concession 1, Parts 1 to 5 on Plan 41R-14186 by the property owner as per the site sketch submitted on August 11, 2020.

Carried

Resolution No. 2020-253

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that By-law No. 2020-56 "Being a By-law authorizing the execution of a Licence of Occupation Agreement between Brady Mervin John Maw and the Township of Perry" be given first and second reading.

Resolution No. 2020-254

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that By-law No. 2020-56 "Being a By-law authorizing the execution of a Licence of Occupation Agreement between Brady Mervin John Maw and the Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2020-255

Moved by: Jim Cushman

Seconded by: Joe Lumley

Whereas the Council of the Corporation of the Township of Perry receives the staff report "Licence of Occupation Agreement No. 2020-57 (for SRA in front of 82 Frank Lane)(Coates)" on August 19, 2020;

Be it resolved that the Council of the Corporation of the Township of Perry deems it expedient to enter into a Licence of Occupation Agreement No. 2020-57 for the proposed improvement of a floating dock located on the Township-owned Shore Road Allowance abutting 82 Frank Lane – Lot 22 on Plan M-287 (Roll No. 4914 000 001 51700 – Coates) and hereby recommends that By-law 2020-57 be adopted authorizing the Mayor and Clerk-Administrator to execute said Licence Agreement.

Carried

Resolution No. 2020-256

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that By-law No. 2020-57 "Being a By-law authorizing the execution of a Licence of Occupation Agreement between Paul William Coates and Susan E. Sibbald-Coates and the Township of Perry" be given first and second reading.

Carried

Resolution No. 2020-257

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that By-law No. 2020-57 "Being a By-law authorizing the execution of a Licence of Occupation Agreement between Paul William Coates and Susan E. Sibbald-Coates and the Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2020-258

Moved by: Jim Cushman

Seconded by: Joe Lumley

Whereas the Council of the Corporation of the Township of Perry receives the staff report "Licence of Occupation Agreement No. 2020-58 (for SRA in front of 635 Long Lake Road)(Giesler)" on August 19, 2020;

Be it resolved that the Council of the Corporation of the Township of Perry deems it expedient to enter into a Licence of Occupation Agreement No. 2020-58 for the proposed improvement of a Floating Dock, Ramp, and Shoreline Deck Platform and the existing improvements of a two (2) Shoreline Deck Platforms and Stairs located on the Township-owned Shore Road Allowance in front of 635 Long Lake Road – Part Lot 13, Concession 3, Part 1 on Plan 42R-4319 (Roll No. 4914 000 001 41400 – Giesler) and hereby recommends that By-law 2020-58 be adopted authorizing the Mayor and Clerk-Administrator to execute said Licence Agreement.

Carried

Resolution No. 2020-259

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that By-law No. 2020-58 "Being a By-law authorizing the execution of a Licence of Occupation Agreement between Joanne Marie Giesler and the Township of Perry" be given first and second reading.

Carried

Resolution No. 2020-260

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that By-law No. 2020-58 "Being a By-law authorizing the execution of a Licence of Occupation Agreement between Joanne Marie Giesler and the Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2020-261

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that the Council of the Township of Perry hereby receive the August 19, 2020 Health and Safety Report from the Deputy Clerk.

Carried

Resolution No. 2020-262

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry have no objection to Consent Application B-016/20 (Culligan Springs Limited), subject to the following conditions:

1. The Township of Perry requires a "Cash-in-lieu of Parkland" payment of 5% based on the assessed value for the newly created lot as per By-Law No. 2007-33, the value determined would be based on vacant land value.
2. A draft reference plan of survey shall be submitted to the Secretary-Treasurer of the District Planning Board and to the Municipality, for review, prior to registration.
 - i. If the reference plan or other evidence discloses that either the severed property or the retained property owned by the Applicant contains a deviation road maintained by the Municipality as a public road, then the Applicant shall survey and transfer such deviation road to the Municipality as a condition of severance. The area to be surveyed and transferred shall generally be sixty-six (66') feet in width and centered upon the centre line of the present travelled road. In situations where this is impractical, the Applicant should discuss how this requirement will be fulfilled with the Municipality before the reference plan is finalized.
 - ii. Prior to the finalization of consent, The District Planning Board must be advised in writing by the Municipality that the above condition has been satisfied.
3. The Township of Perry requires four (4) copies of the new survey, together with a digital copy.

4. The Township requires that the North Bay-Mattawa Conservation Authority provide comments as to the suitability to the severed lot created.
5. The Township requires payment of \$500 administration fee for the lot to be created as per the Fees and Charges By-law.

Carried

Resolution No. 2020-263

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that the Council of the Township of Perry hereby decline to post a No Fishing sign at the Clear Lake Public Beach dock.

Carried

Resolution No. 2020

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that the Council of the Township of Perry accept the request submitted by Pomanti, Hounsell and Yoo, in principle, to purchase a portion of the unopened road allowance between Lots 30 and 31, Concession 6 adjacent to the shore road allowance at 105 North Bay Lake Road, subject to compliance with the Township's property disposal and road closing policies and hereby directs the Clerk-Administrator to proceed accordingly.

Tabled

Councillor Joe Lumley asked Council to consider making the decision of deferring the motion so the absent council members could vote on the matter as well. Councillor Lumley stated that both property owners on either side of the unopen road allowance have valid statements and concerns and requested an onsite visit to the properties to help council's decision. The matter will be brought back for discussion at the September 2, 2020 council meeting.

Resolution No. 2020-264

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that the Council of the Township of Perry accept the request submitted by Richard and Gloria Wunderlich, in principle, to purchase a portion of the unopened road allowance, located between Concession 4 and 5, within Lot 33, and adjacent to their lands legally described as Lot 11, Plan M-267, subject to compliance with the Township's property disposal and road closing policies and hereby directs the Clerk-Administrator to proceed accordingly.

Carried

Resolution No. 2020-265

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that the Council of the Township of Perry hereby direct the Clerk-Administrator to prepare a Letter of Support for Cogeco's application to the Provincial ICON Broadband Fund.

Carried

Resolution No. 2020-266

Moved by: Joe Lumley

Seconded by: Jim Cushman

Whereas the Canadian Radio-television and Telecommunications Commission (CRTC) deems broadband a “basic” or “essential” service for Canadians; and

Whereas broadband service in the Township of Perry is slower, with less capacity (bandwidth) and significantly more cost than services in urban centres; and

Whereas access to high-speed/capacity broadband is vital to municipal sustainability, economic development and diversification, and overall community and social development; and

Whereas municipalities across Canada are initiating broadband projects to leverage network-based technologies in order to strategically improve services to their residents and businesses, thereby enhancing social capacity, retaining knowledge workers and allowing businesses the opportunity to compete globally;

Now therefore be it resolved that the Township of Perry supports Lakeland Energy’s request to the governments of Ontario under the Improving Connectivity for Ontario program (ICON). The township will support the project with the installation of Points of Presence at strategic municipal buildings such as Fire Halls and Community Centres.

Carried

Resolution No. 2020-267

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry hereby receives Correspondence Item 8.1 as outlined in the Agenda of August 19th, 2020.

Carried

The meeting adjourned at approximately 8:05 p.m.

Dated this 2nd day of September, 2020.

Original Signed by Norm Hofstetter

Norm Hofstetter, *Mayor*

Original Signed by Beth Morton

Beth Morton, *Clerk-Administrator*